IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 10TH AUGUST 2007 / 19TH SRAVANA 1929

WP(C).No. 23188 of 2007(I)

PETITIONER:

SUJITH (MINOR), AGED 12 YEARS,
REPRESENTED BY GUARDIAN HIS MOTHER, VIJAYALAKSHMI,
RESIDING AT KOTTAIKUNNU HOUSE, KANIMANGALAM,
NEMMARA P.O., PALAKKAD DISTRICT.

BY ADV. SRI.JOHNSON P.JOHN
SRI.BABY MATHEW

RESPONDENT:

MOTOR ACCIDENT CLAIMS TRIBUNAL, PALAKKAD

BY GOVERNMENT PLEADER SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C) NO.23188 OF 2007

Dated this the 10th day of August, 2007

J U D G M E N T

The petitioner is the minor, represented by his mother, who suffered injuries in a motor accident. The claim filed for compensation was settled in Lok Adalath as per Ext.P1 award whereby an amount of Rs.50,000/- was awarded as compensation with interest at 6% per annum. The same is lying in deposit with the Motor Accidents Claims Tribunal, Palakkad. The petitioner's contention now is that although the petitioner applied for disbursal of the amount, the Tribunal was not inclined to allow the prayer. The petitioner's mother would submit that for treatment of the minor petitioner, she had to incur huge expenses and in fact she was forced to settle the matter only because of financial constraints and if that amount is not disbursed she would go further in deep financial trouble.

2. Having considered the contentions and especially in view of the fact that the mother would have incurred considerable expenses for treatment of the minor child, I direct the Tribunal to disburse an amount of Rs.20,000/- (Rupees twenty thousand only) to the petitioner on production of a copy of this judgment.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

Acd/